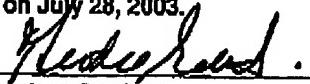


BROSCK, ET AL.  
USSN 09/719,114**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being communicated by FACSIMILE TRANSMISSION to the Assistant Commissioner For Patents, Washington, D.C. 20231, on July 28, 2003.

  
Theodore Gottlieb#35  
AKW  
9-29-03**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|            |   |
|------------|---|
| SERIAL NO. | : 08/849,525  |
| APPLICANT  | : Ghita LAZENDORFER, et al.   |
| FILED      | : August 29, 1997   |
| EXAMINER   | : Shahnam Sharareh  |
| ART UNIT   | : 1617  |
| FOR        | : USE OF FLAVONOIDS AS IMMUNOMODULATING OR IMMUNO-PROTECTIVE AGENTS IN COSMETIC AND DERMATOLOGICAL PREPARATIONS |

MAIL STOP AF  
Hon. Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA  
22313-1450

July 28, 2003

**NOTICE OF APPEAL**

09/23/2003 HDENDY 00000000 141263 08849525

01 FC:1401 320.00 **Applicant hereby appeals to the Board of Appeals from the decision dated 26 February 2003, the primary Examiner finally rejecting claims 19-33 in this application.**

The period for response to the final rejection was set to expire on 26 May, 2003. Such period has been extended 2 months as indicated in the previously submitted Petition for Extension of Time.

Charge to Deposit Account No. 14-1263, the appeal fee of (check one):

[ X ] \$320.00  
[ ] \$160.00

BROSCK, ET AL.  
USSN 09/719,114

**CONDITIONAL PETITION FOR EXTENSION OF TIME**

If any extension of time for this response is required, applicant requests that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No. 14-1263.

**ADDITIONAL FEE**

Please charge any insufficiency of fees, or credit any excess to our Deposit Account No. 14-1263.

One additional copy of this Notice is enclosed herewith.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS

By:



Theodore A. Gottlieb  
Reg. No. 42,597  
220 East 42<sup>nd</sup> Street - 30<sup>th</sup> Floor  
New York, New York 10017  
Tel.: (212) 808-0700  
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# FAX COVER SHEET

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**TOTAL PAGES (PLUS COVER SHEET) = 5**

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JUL 29 2003

GROUP 1600

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|-------------------|---|
| <b>TO</b>         |   |
| <b>ATTENTION</b>  | : Examiner Shahnam Sharareh   |
| <b>ART UNIT</b>   | : 1617  |
| <b>FAX NUMBER</b> | : 703 872-9307  |
| <b>RE</b>         |   |
| <b>SERIAL NO.</b> | : 08/849,525  |
| <b>APPLICANT</b>  | : Ghita LANZENDORFER, et al.  |
| <b>FILED</b>      | : August 29, 1997   |
| <b>FOR</b>        | : USE OF FLAVONOIDS AS IMMUNOMODULATING OR<br>IMMUNO-PROTECTIVE AGENTS IN COSMETIC AND<br>DERMATOLOGICAL PREPARATIONS |

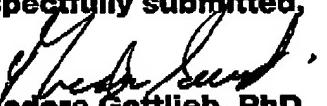
**AFTER FINAL REJECTION ▶ EXPEDITED HANDLING**

July 28, 2003

Attached please find:

- Notice of Appeal, and one copy of the same.

Respectfully submitted,

  
Theodore Gottlieb, PhD  
Registration Number 42, 597